

In re Application of: **Michael S. Reilly and M. Judah Folkman**

**DECLARATION AND POWER OF ATTORNEY**

Attorney's Docket No. 05213-0229

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I believe I am an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Therapeutic Antiangiogenic Endostatin Compositions** the specification of which

is attached hereto.

was filed on May 20, 1999 but has not yet been assigned an Application No.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I do not know and do not believe that the same was ever known or used by others in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to the date of this application. I further state that the invention was not in public use or on sale in the United States of America more than one year prior to the date of this application. *I understand that I have a duty of candor and good faith toward the Patent and Trademark Office, and I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.*

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/106,343 filed October 30, 1998  
(Application No.) (Filing Date)

60/005,835 filed October 23, 1995  
(Application No.) (Filing Date)

60/023,070 filed August 2, 1996  
(Application No.) (Filing Date)

60/026,263 filed September 2, 1996  
(Application No.) (Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter disclosed and claimed in the present application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status: patented, pending, abandoned</u>
09/154,302	October 13, 1998	Pending
08/740,168	October 22, 1996	Patented - Patent No. 5,854,205

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statement were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

**POWER OF ATTORNEY:** The following attorneys are hereby appointed to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Anthony B. Askew - 24,154; Roger T. Frost - 22,176; Jeffrey E. Young - 28,490; Robert E. Richards - 29,105; John R. Harris - 30,388; Stephen M. Schaetzel - 31,418; Larry A. Roberts - 31,871; Thomas A. Hodge, - 22,602; Gregory T. Gronholm - 32,415; Dale Lischer - 28,438; Peter G. Pappas - 33,205; James Dean Johnson - 31,771; W. Scott Petty - 35,645; Daniel J. Warren - 34,272; Leona G. Young - 37,266; Jamie L. Greene-32,467; Holmes J. Hawkins III - 38,913; Mary Anthony Merchant - 39,771; Michael J. Mehrman - 40,086; William L. Warren - 36,714; Brenda Ozaki Holmes - 40,339; James D. Withers - 40,376; M. Todd Mitchem - 40,731; Kimberly J. Prior - 41,483; William B. Lafferty - 39,259; Theodore M. Green - 41,801; Christopher J. Leonard - 41,940; Christos S. Kyriakou - 42,776; John K. McDonald - 42,860; Michael S. Pavento - 42,985; Suzanne Seavello Shope - 37,933; M. Scott Boone - 42,341; Sima Singadia Kulkarni - P43,732; A. Shane Nichols - P43,836; Robert J. O'Connell - P44,265; Christopher J. Chan - P44,070.

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**William L. Warren**

Full name second inventor: M. Judah Folkman	Citizenship: United States of America
Inventor's signature <i>M. Judah Folkman, MD.</i>	Date: <i>June 24, 1999</i>
Residence and Post Office Address: 18 Chatham Circle, Brookline, MA 02146	

**DECLARATION AND POWER OF ATTORNEY**

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**William L. Warren**

Full name first inventor: Michael S. O'Reilly	Citizenship: United States of America
Inventor's signature	Date: July 15, 1999
Residence and Post Office Address: 336 Main St., Winchester, MA 01890	

Additional inventors are being named on separately numbered sheets attached hereto.